

COURT OF THE STATE OF NEW YORK

COUNTY OF SOUTHERN

DANIEL NEKTALOV & NINA YAGUDAYEVA

Petitioner (s)
Plaintiff (s)

- vs -

JEFFERSON VALLEY MALL ET AL

Defendant (s)
Respondent (s)STEPHEN R. KRAWITZ, LLC
271 MADISON AVE
SUITE 200
NEW YORK, NY 10016STATE OF INDIANA COUNTY OF MARION ~~NASSAU~~: ss:PAMELA Conley, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF ~~NEW YORK~~ INDIANAThat on 7/30/07 XX at 1:55 pm at 225 W. WASHINGTON ST, INDIANAPOLIS IN 46204deponent served the within SUM/COMP/INDEX NOSDATE FILED ENDORSED THEREON onSIMONS PROPERTY GROUP, INC. defendant therein named.

INDIVIDUAL

1 ☐

By Personally delivering to and leaving with said _____ a true copy thereof,

and that he knew the person so served to be the person mentioned and described in said _____

☐ Defendant was identified by self admission and by the photograph furnished.

CORPORATION

2 ☒By delivering to and leaving with MICHELLE LA DUKE at 225 W. WASHINGTON ST, INDIANAPOLISIN 46204, NY, and that he knew the person so served to be the managing/authorized agent of the corporation, and said person stated that he was authorized to accept service on behalf of the corporation.

Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person:

SUITABLE
AGE PERSON3 ☐

By delivering a true copy thereof to and leaving with _____, a person of suitable

age and discretion at _____, NY, the said premises being the defendants—respondents (dwelling place) (usual place of abode) (place of business) within the State of New York.

AFFIXING TO
DOOR, ETC.4 ☐

By affixing a true copy thereof to the door of said premises, the same being the defendant's (dwelling place) (usual place of abode) (place of business) within the State of New York.

MAILING
Use with 3 or 45 ☐

Deponent completed service under the last two sections by depositing a copy of the _____ in a postpaid, properly addressed plain envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York, on _____.

PREVIOUS ATTEMPTS
Use with 46 ☐

Deponent had previously attempted to serve the above named defendant/respondent.

A DESCRIPTION OF THE DEFENDANT OR OTHER PERSON SERVED ON BEHALF OF THE DEFENDANT OR PERSON SPOKEN TO CONFIRMING NON MILITARY STATUS OF DEFENDANT IS AS FOLLOWS:

Approximate age 50 Approximate weight 300 Approximate height 5'6" Sex FColor of skin CARL Color of hair GRAY Other _____☐

Spoke with

who confirmed non-military status of defendant.

Deponent asked the person spoken to whether the defendant was presently in the military service of the United States Government or on active duty in the military service in the State of New York and was informed he was not. Your deponent further says that he knew the person so served to be the person mentioned and described in said legal papers as defendant/respondent therein. Your deponent is over the age of 18 years and is not a party to this action.

Sworn to before me this 7/31/07Nancy BotbylNANCY BOTBYL
NOTARY PUBLIC - OFFICIAL SEAL
State of Indiana, Marion County
My Commission Expires Jul. 18, 2009Pamela Conley